



SCHWEGMAN ■ LUNDBERG ■ WOESSNER ■ KLUTH

# United States Patent Application

## COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that

I verily believe I am the original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled: **METHOD AND APPARATUS FOR COMMUNICATING COMPUTER DATA FROM ONE POINT TO ANOTHER OVER A COMMUNICATIONS MEDIUM.**

The specification of which was filed on July 20, 2000 as application serial no. 09/620,373.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with 37 C.F.R. § 1.56 (attached hereto). I also acknowledge my duty to disclose all information known to be material to patentability which became available between a filing date of a prior application and the national or PCT international filing date in the event this is a Continuation-In-Part application in accordance with 37 C.F.R. § 1.63(e):

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on the basis of which priority is claimed:

**No such claim for priority is being made at this time.**

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

**No such claim for priority is being made at this time.**

I hereby claim the benefit under 35 U.S.C. § 120 or 365(c) of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose material information as defined in 37 C.F.R. § 1.56(a) which became available between the filing date of the prior application and the national or PCT international filing date of this application:

**No such claim for priority is being made at this time.**

I hereby appoint the following attorney(s) and/or patent agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

Anglin, J. Michael	Reg. No. 24,916	Huebsch, Joseph C.	Reg. No. 42,673	Nelson, Albin J.	Reg. No. 28,650
Bianchi, Timothy E.	Reg. No. 39,610	Jurkovich, Patti J.	Reg. No. 44,813	Nielsen, Walter W.	Reg. No. 25,539
Billion, Richard E.	Reg. No. 32,836	Kalis, Janal M.	Reg. No. 37,650	Oh, Allen J.	Reg. No. 42,047
Black, David W.	Reg. No. 42,331	Kaufmann, John D.	Reg. No. 24,017	Padys, Danny J.	Reg. No. 35,635
Brennan, Leoniede M.	Reg. No. 35,832	Klima-Silberg, Catherine I.	Reg. No. 40,052	Parker, J. Kevin	Reg. No. 33,024
Brennan, Thomas F.	Reg. No. 35,075	Kluth, Daniel J.	Reg. No. 32,146	Perdok, Monique M.	Reg. No. 42,989
Brooks, Edward J., III	Reg. No. 40,925	Lacy, Rodney L.	Reg. No. 41,136	Prout, William F.	Reg. No. 33,995
Chu, Dinh C.P.	Reg. No. 41,676	Lemaire, Charles A.	Reg. No. 36,198	Schumm, Sherry W.	Reg. No. 39,422
Clark, Barbara J.	Reg. No. 38,107	LeMoine, Dana B.	Reg. No. 40,062	Schwegman, Micheal L.	Reg. No. 25,816
Crisman, Douglas J.	Reg. No. 39,951	Lundberg, Steven W.	Reg. No. 30,568	Scott, John C.	Reg. No. 38,613
Dahl, John M.	Reg. No. 44,639	Maeyaert, Paul L.	Reg. No. 40,076	Smith, Michael G.	Reg. No. 45,368
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Harris, Robert J.	Reg. No. 37,346	Nama, Kash	Reg. No. 44,255	Woessner, Warren D.	Reg. No. 30,440

I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/organization/who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct Schwegman, Lundberg, Woessner & Kluth, P.A. to the contrary.

Please direct all correspondence in this case to Schwegman, Lundberg, Woessner & Kluth, P.A. at the address indicated below:

**P.O. Box 2938, Minneapolis, MN 55402**  
**Telephone No. (612)373-6900**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of joint inventor number 1 : **Michael R. Arneson**  
Citizenship: **United States of America**  
Post Office Address: **16360 Cty. Trk. OO**  
**Chippewa Falls, WI 54729**

Residence: **Chippewa Falls, WI**

Signature: \_\_\_\_\_  
**Michael R. Arneson**

Date: \_\_\_\_\_

Full Name of joint inventor number 2 : **Terrance L. Bowman**  
Citizenship: **United States of America**  
Post Office Address: **3409 204th Av. Ct. E.**  
**Sumner, WA 98390**

Residence: **Sumner, WA**

Signature: \_\_\_\_\_  
**Terrance L. Bowman**

Date: \_\_\_\_\_

☒ Additional inventors are being named on separately numbered sheets, attached hereto.

Attorney Docket No.: 499.088US1  
Serial No. 09/620,373  
Filing Date: July 20, 2000

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Full Name of joint inventor number 3 : **Frank N. Cornett**  
Citizenship: **United States of America**  
Post Office Address: **460 Glenwood Court  
Chippewa Falls, WI 54729**

Residence: **Chippewa Falls, WI**

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Frank N. Cornett

Full Name of joint inventor number 4 : **John F. DeRyckere**  
Citizenship: **Canada**  
Post Office Address: **218 10th Avenue  
Apt. 226  
Eau Claire, WI 54703**

Residence: **Eau Claire, WI  
2914 Shady Grove Rd  
Eau Claire WI 54703**

Signature: *John F. DeRyckere* Date: 01/17/2001  
John F. DeRyckere

Full Name of joint inventor number 5 : **Brian T. Hillert**  
Citizenship: **United States of America**  
Post Office Address: **18338 75th Avenue  
Chippewa Falls, WI 54703**

Residence: **Chippewa Falls, WI**

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Brian T. Hillert

Full Name of joint inventor number 6 : **Phillip N. Jenkins**  
Citizenship: **United States of America**  
Post Office Address: **4117 Liberty Court  
Eau Claire, WI 54703**

Residence: **Eau Claire, WI**

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Phillip N. Jenkins

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Full Name of joint inventor number 7 : Nan Ma  
Citizenship: United States of America Residence: Chippewa Falls, WI  
Post Office Address: 618W Grand Avenue #9  
Chippewa Falls, WI 54729

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Nan Ma

Full Name of joint inventor number 8 : Joseph M. Placek  
Citizenship: United States of America Residence: Chippewa Falls, WI  
Post Office Address: 727 Westhaven Road  
Chippewa Falls, WI 54729

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Joseph M. Placek

Full Name of joint inventor number 9 : Rodney Ruesch  
Citizenship: United States of America Residence: Eau Claire, WI  
Post Office Address: 2675 W. Princeton Avenue  
Eau Claire, WI 54703

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Rodney Ruesch

Full Name of joint inventor number 10 : Gregory M. Thorson  
Citizenship: United States of America Residence: Altoona, WI  
Post Office Address: 1119 Sweet Water Close  
Altoona, WI 54720

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Gregory M. Thorson



§ 1.56 Duty to disclose information material to patentability.

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is canceled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

- (1) prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

- (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or
- (2) It refutes, or is inconsistent with, a position the applicant takes in:
  - (i) Opposing an argument of unpatentability relied on by the Office, or
  - (ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

- (1) Each inventor named in the application;
- (2) Each attorney or agent who prepares or prosecutes the application; and
- (3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.



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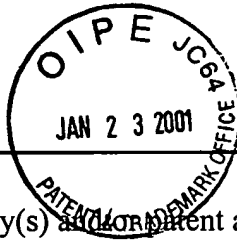
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Harris, Robert J.	Reg. No. 37,346	Nama, Kash	Reg. No. 44,255	Woessner, Warren D.	Reg. No. 30,440

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Post Office Address: **16360 Cty. Trk. OO**  
**Chippewa Falls, WI 54729**

Residence: **Chippewa Falls, WI**

Signature: Michael R. Arneson  
Michael R. Arneson

Date: 9-5-2000

Full Name of joint inventor number 2 : **Terrance L. Bowman**  
Citizenship: **United States of America**  
Post Office Address: **3409 204th Av. Ct. E.**  
**Sumner, WA 98390**

Residence: **Sumner, WA**

Signature: \_\_\_\_\_  
Terrance L. Bowman

Date: \_\_\_\_\_

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Citizenship: **United States of America**

Residence: **Chippewa Falls, WI**

Post Office Address: **460 Glenwood Court  
Chippewa Falls, WI 54729**

Signature: Frank N. Cornett  
Frank N. Cornett

Date: 8-30-00

Full Name of joint inventor number 4 : **John F. DeRyckere**

Citizenship: **Canada**

Residence: **Eau Claire, WI**

Post Office Address: **218 10th Avenue  
Apt. 226  
Eau Claire, WI 54703**

Signature: \_\_\_\_\_  
John F. DeRyckere

Date: \_\_\_\_\_

Full Name of joint inventor number 5 : **Brian T. Hillert**

Citizenship: **United States of America**

Residence: **Chippewa Falls, WI**

Post Office Address: **18338 75th Avenue  
Chippewa Falls, WI 54703**

Signature: \_\_\_\_\_  
Brian T. Hillert

Date: \_\_\_\_\_

Full Name of joint inventor number 6 : **Philip N. Jenkins**

Citizenship: **United States of America**

Residence: **Eau Claire, WI**

Post Office Address: **4117 Liberty Court  
Eau Claire, WI 54703**

Signature: \_\_\_\_\_  
Philip N. Jenkins

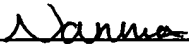
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Post Office Address: **618W Grand Avenue #9**  
**Chippewa Falls, WI 54729**

Signature:  Date: 09/12/2000  
Nan Ma

Full Name of joint inventor number 8 : **Joseph M. Placek**  
Citizenship: **United States of America** Residence: **Chippewa Falls, WI**  
Post Office Address: **727 Westhaven Road**  
**Chippewa Falls, WI 54729**

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Joseph M. Placek

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Post Office Address: **2675 W. Princeton Avenue**  
**Eau Claire, WI 54703**

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Rodney Ruesch

Full Name of joint inventor number 10 : **Gregory M. Thorson**  
Citizenship: **United States of America** Residence: **Altoona, WI**  
Post Office Address: **1119 Sweet Water Close**  
**Altoona, WI 54720**

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Gregory M. Thorson

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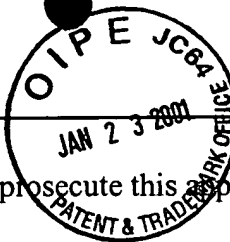
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Anglin, J. Michael	Reg. No. 24,916	Huebsch, Joseph C.	Reg. No. 42,673	Nelson, Albin J.	Reg. No. 28,650
Bianchi, Timothy E.	Reg. No. 39,610	Jurkovich, Patti J.	Reg. No. 44,813	Nielsen, Walter W.	Reg. No. 25,539
Billion, Richard E.	Reg. No. 32,836	Kalis, Janal M.	Reg. No. 37,650	Oh, Allen J.	Reg. No. 42,047
Black, David W.	Reg. No. 42,331	Kaufmann, John D.	Reg. No. 24,017	Padys, Danny J.	Reg. No. 35,635
Brennan, Leoniede M.	Reg. No. 35,832	Klima-Silberg, Catherine I.	Reg. No. 40,052	Parker, J. Kevin	Reg. No. 33,024
Brennan, Thomas F.	Reg. No. 35,075	Kluth, Daniel J.	Reg. No. 32,146	Perdok, Monique M.	Reg. No. 42,989
Brooks, Edward J., III	Reg. No. 40,925	Lacy, Rodney L.	Reg. No. 41,136	Prout, William F.	Reg. No. 33,995
Chu, Dinh C.P.	Reg. No. 41,676	Lemaire, Charles A.	Reg. No. 36,198	Schumm, Sherry W.	Reg. No. 39,422
Clark, Barbara J.	Reg. No. 38,107	LeMoine, Dana B.	Reg. No. 40,062	Schwegman, Micheal L.	Reg. No. 25,816
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Dahl, John M.	Reg. No. 44,639	Maeyaert, Paul L.	Reg. No. 40,076	Smith, Michael G.	Reg. No. 45,368
Drake, Eduardo E.	Reg. No. 40,594	Maki, Peter C.	Reg. No. 42,832	Speier, Gary J.	Reg. No. 45,458
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Fordenbacher, Paul J.	Reg. No. 42,546	Mates, Robert E.	Reg. No. 35,271	Terry, Kathleen R.	Reg. No. 31,884
Forrest, Bradley A.	Reg. No. 30,837	McCrackin, Ann M.	Reg. No. 42,858	Tong, Viet V.	Reg. No. 45,416
Gamon, Owen J.	Reg. No. 36,143	Moore, Charles L., Jr.	Reg. No. 33,742	Viksnins, Ann S.	Reg. No. 37,748
Harris, Robert J.	Reg. No. 37,346	Nama, Kash	Reg. No. 44,255	Woessner, Warren D.	Reg. No. 30,440

I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/organization/who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct Schwegman, Lundberg, Woessner & Kluth, P.A. to the contrary.

Please direct all correspondence in this case to **Schwegman, Lundberg, Woessner & Kluth, P.A.** at the address indicated below:  
**P.O. Box 2938, Minneapolis, MN 55402**  
**Telephone No. (612)373-6900**

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Full Name of joint inventor number 1 : **Michael R. Arneson**  
Citizenship: **United States of America**  
Post Office Address: **16360 Cty. Trk. OO**  
**Chippewa Falls, WI 54729**

Residence: **Chippewa Falls, WI**

Signature: \_\_\_\_\_  
Michael R. Arneson

Date: \_\_\_\_\_

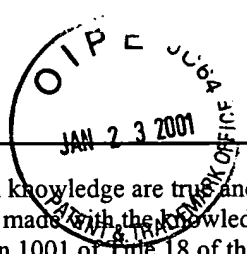
Full Name of joint inventor number 2 : **Terrance L. Bowman**  
Citizenship: **United States of America**  
Post Office Address: **3409 204th Av. Ct. E.**  
**Sumner, WA 98390**

Residence: **Sumner, WA**

Signature: Terrance L. Bowman  
Terrance L. Bowman

Date: 1 Sept 2000

☒ Additional inventors are being named on separately numbered sheets, attached hereto.



I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of joint inventor number 3 : **Frank N. Cornett**  
Citizenship: **United States of America**  
Post Office Address: **460 Glenwood Court**  
**Chippewa Falls, WI 54729**

Residence: **Chippewa Falls, WI**

Signature: \_\_\_\_\_  
**Frank N. Cornett**

Date: \_\_\_\_\_

Full Name of joint inventor number 4 : **John F. DeRyckere**  
Citizenship: **Canada**  
Post Office Address: **218 10th Avenue**  
**Apt. 226**  
**Eau Claire, WI 54703**

Residence: **Eau Claire, WI**

Signature: \_\_\_\_\_  
**John F. DeRyckere**

Date: \_\_\_\_\_

Full Name of joint inventor number 5 : **Brian T. Hillert**  
Citizenship: **United States of America**  
Post Office Address: **18338 75th Avenue**  
**Chippewa Falls, WI 54703**

Residence: **Chippewa Falls, WI**

Signature: \_\_\_\_\_  
**Brian T. Hillert**

Date: \_\_\_\_\_

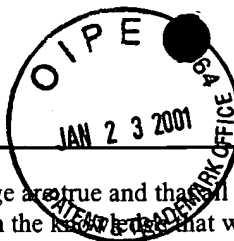
Full Name of joint inventor number 6 : **Philip N. Jenkins**  
Citizenship: **United States of America**  
Post Office Address: **4117 Liberty Court**  
**Eau Claire, WI 54703**

Residence: **Eau Claire, WI**

Signature: \_\_\_\_\_  
**Philip N. Jenkins**

Date: \_\_\_\_\_

☒ Additional inventors are being named on separately numbered sheets, attached hereto.



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Full Name of joint inventor number 7 : **Nan Ma**  
Citizenship: **United States of America** Residence: **Chippewa Falls, WI**  
Post Office Address: **618W Grand Avenue #9**  
**Chippewa Falls, WI 54729**

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
**Nan Ma**

Full Name of joint inventor number 8 : **Joseph M. Placek**  
Citizenship: **United States of America** Residence: **Chippewa Falls, WI**  
Post Office Address: **727 Westhaven Road**  
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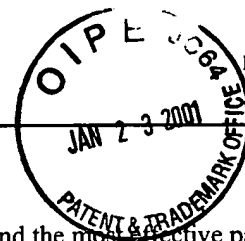
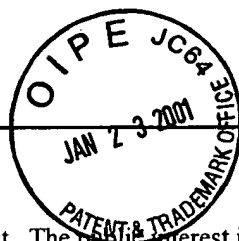
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Full Name of joint inventor number 9 : **Rodney Ruesch**  
Citizenship: **United States of America** Residence: **Eau Claire, WI**  
Post Office Address: **2675 W. Princeton Avenue**  
**Eau Claire, WI 54703**

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
**Rodney Ruesch**

Full Name of joint inventor number 10 : **Gregory M. Thorson**  
Citizenship: **United States of America** Residence: **Altoona, WI**  
Post Office Address: **1119 Sweet Water Close**  
**Altoona, WI 54720**

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
**Gregory M. Thorson**



§ 1.56 Duty to disclose information material to patentability.

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is canceled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

- (1) prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

- (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or
- (2) It refutes, or is inconsistent with, a position the applicant takes in:
  - (i) Opposing an argument of unpatentability relied on by the Office, or
  - (ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

- (1) Each inventor named in the application;
- (2) Each attorney or agent who prepares or prosecutes the application; and
- (3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.



SCHWEGMAN ■ LUNDBERG ■ WOESSNER ■ KLUTH

# United States Patent Application

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that

I verily believe I am the original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled: **METHOD AND APPARATUS FOR COMMUNICATING COMPUTER DATA FROM ONE POINT TO ANOTHER OVER A COMMUNICATIONS MEDIUM.**

The specification of which was filed on July 20, 2000 as application serial no. 09/620,373.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with 37 C.F.R. § 1.56 (attached hereto). I also acknowledge my duty to disclose all information known to be material to patentability which became available between a filing date of a prior application and the national or PCT international filing date in the event this is a Continuation-In-Part application in accordance with 37 C.F.R. §1.63(e).

I hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on the basis of which priority is claimed:

**No such claim for priority is being made at this time.**

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

**No such claim for priority is being made at this time.**

I hereby claim the benefit under 35 U.S.C. § 120 or 365(c) of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose material information as defined in 37 C.F.R. § 1.56(a) which became available between the filing date of the prior application and the national or PCT international filing date of this application:

**No such claim for priority is being made at this time.**



I hereby appoint the following attorney(s) and/or patent agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

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Full Name of joint inventor number 1 : **Michael R. Arneson**

Citizenship: **United States of America**

Residence: **Chippewa Falls, WI**

Post Office Address: **16360 Cty. Trk. OO**  
**Chippewa Falls, WI 54729**

Signature: \_\_\_\_\_  
Michael R. Arneson

Date: \_\_\_\_\_

Full Name of joint inventor number 2 : **Terrance L. Bowman**

Citizenship: **United States of America**

Residence: **Sumner, WA**

Post Office Address: **3409 204th Av. Ct. E.**  
**Sumner, WA 98390**

Signature: \_\_\_\_\_  
Terrance L. Bowman

Date: \_\_\_\_\_

☒ Additional inventors are being named on separately numbered sheets, attached hereto.

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Citizenship: **United States of America**  
Post Office Address: **460 Glenwood Court**  
**Chippewa Falls, WI 54729**

Residence: **Chippewa Falls, WI**

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Frank N. Cornett

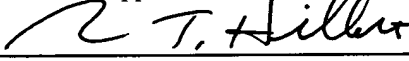
Full Name of joint inventor number 4 : **John F. DeRyckere**  
Citizenship: **Canada**  
Post Office Address: **218 10th Avenue**  
**Apt. 226**  
**Eau Claire, WI 54703**

Residence: **Eau Claire, WI**

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
John F. DeRyckere

Full Name of joint inventor number 5 : **Brian T. Hillert**  
Citizenship: **United States of America**  
Post Office Address: **18338 75th Avenue**  
**Chippewa Falls, WI 54703**

Residence: **Chippewa Falls, WI**

Signature:  Date: 9-1-2000  
Brian T. Hillert

Full Name of joint inventor number 6 : **Philip N. Jenkins**  
Citizenship: **United States of America**  
Post Office Address: **4117 Liberty Court**  
**Eau Claire, WI 54703**

Residence: **Eau Claire, WI**

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Philip N. Jenkins

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Full Name of joint inventor number 7 : **Nan Ma**  
Citizenship: **United States of America** Residence: **Chippewa Falls, WI**  
Post Office Address: **618W Grand Avenue #9**  
**Chippewa Falls, WI 54729**

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Nan Ma

Full Name of joint inventor number 8 : **Joseph M. Placek**  
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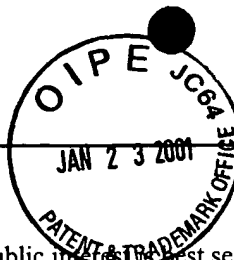
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Joseph M. Placek

Full Name of joint inventor number 9 : **Rodney Ruesch**  
Citizenship: **United States of America** Residence: **Eau Claire, WI**  
Post Office Address: **2675 W. Princeton Avenue**  
**Eau Claire, WI 54703**

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Rodney Ruesch

Full Name of joint inventor number 10 : **Gregory M. Thorson**  
Citizenship: **United States of America** Residence: **Altoona, WI**  
Post Office Address: **1119 Sweet Water Close**  
**Altoona, WI 54720**

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Gregory M. Thorson



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SCHWEGMAN ■ LUNDBERG ■ WOESSNER ■ KLUTH

# United States Patent Application

## COMBINED DECLARATION AND POWER OF ATTORNEY

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Chu, Dinh C.P.	Reg. No. 41,676	Lemaire, Charles A.	Reg. No. 36,198	Schumm, Sherry W.	Reg. No. 39,422
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Full Name of joint inventor number 1 : **Michael R. Arneson**  
Citizenship: **United States of America**  
Post Office Address: **16360 Cty. Trk. OO**  
**Chippewa Falls, WI 54729**

Residence: **Chippewa Falls, WI**

Signature: \_\_\_\_\_  
Michael R. Arneson

Date: \_\_\_\_\_

Full Name of joint inventor number 2 : **Terrance L. Bowman**  
Citizenship: **United States of America**  
Post Office Address: **3409 204th Av. Ct. E.**  
**Sumner, WA 98390**

Residence: **Sumner, WA**

Signature: \_\_\_\_\_  
Terrance L. Bowman

Date: \_\_\_\_\_

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Citizenship: **United States of America**  
Post Office Address: **460 Glenwood Court**  
**Chippewa Falls, WI 54729**

Residence: **Chippewa Falls, WI**

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
**Frank N. Cornett**

Full Name of joint inventor number 4 : **John F. DeRyckere**  
Citizenship: **Canada**  
Post Office Address: **218 10th Avenue**  
**Apt. 226**  
**Eau Claire, WI 54703**

Residence: **Eau Claire, WI**

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
**John F. DeRyckere**

Full Name of joint inventor number 5 : **Brian T. Hillert**  
Citizenship: **United States of America**  
Post Office Address: **18338 75th Avenue**  
**Chippewa Falls, WI 54703**

Residence: **Chippewa Falls, WI**

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
**Brian T. Hillert**

Full Name of joint inventor number 6 : **Philip N. Jenkins**  
Citizenship: **United States of America**  
Post Office Address: **4117 Liberty Court**  
**Eau Claire, WI 54703**

Residence: **Eau Claire, WI**

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
**Philip N. Jenkins**

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Citizenship: **United States of America** Residence: **Chippewa Falls, WI**  
Post Office Address: **618W Grand Avenue #9**  
**Chippewa Falls, WI 54729**

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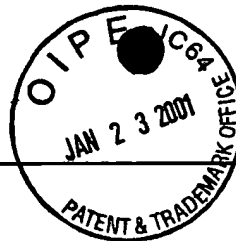
Full Name of joint inventor number 9 : **Rodney Ruesch**  
Citizenship: **United States of America** Residence: **Eau Claire, WI**  
Post Office Address: **2675 W. Princeton Avenue**  
**Eau Claire, WI 54703**

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Rodney Ruesch

Full Name of joint inventor number 10 : **Gregory M. Thorson**  
Citizenship: **United States of America** Residence: **Altoona, WI**  
Post Office Address: **1119 Sweet Water Close**  
**Altoona, WI 54720**

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Gregory M. Thorson





§ 1.56 Duty to disclose information material to patentability.

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is canceled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

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- (2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

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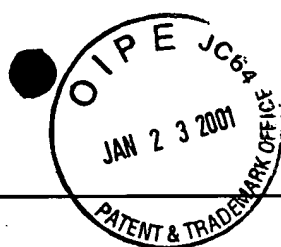
- (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or
- (2) It refutes, or is inconsistent with, a position the applicant takes in:
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  - (ii) Asserting an argument of patentability.

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(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

- (1) Each inventor named in the application;
- (2) Each attorney or agent who prepares or prosecutes the application; and
- (3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.



I hereby appoint the following attorney(s) and/or patent agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

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Signature: \_\_\_\_\_  
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Citizenship: **United States of America**

Residence: **Sumner, WA**

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Signature: \_\_\_\_\_  
**Terrance L. Bowman**

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SCHWEGMAN ■ LUNDBERG ■ WOESSNER ■ KLUTH

**United States Patent Application****COMBINED DECLARATION AND POWER OF ATTORNEY**

As a below-named inventor I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that

I verily believe I am the original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled: **METHOD AND APPARATUS FOR COMMUNICATING COMPUTER DATA FROM ONE POINT TO ANOTHER OVER A COMMUNICATIONS MEDIUM.**

The specification of which was filed on July 20, 2000 as application serial no. 09/620,373.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with 37 C.F.R. § 1.56 (attached hereto). I also acknowledge my duty to disclose all information known to be material to patentability which became available between a filing date of a prior application and the national or PCT international filing date in the event this is a Continuation-In-Part application in accordance with 37 C.F.R. § 1.63(e).

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on the basis of which priority is claimed:

**No such claim for priority is being made at this time.**

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

**No such claim for priority is being made at this time.**

I hereby claim the benefit under 35 U.S.C. § 120 or 365(c) of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose material information as defined in 37 C.F.R. § 1.56(a) which became available between the filing date of the prior application and the national or PCT international filing date of this application:

**No such claim for priority is being made at this time.**

Attorney Docket No.: 499.088US1

Page 2 of 5

Serial No. 09/620,373

Filing Date: July 20, 2000

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Chippewa Falls, WI 54729

Signature: \_\_\_\_\_  
Michael R. Arneson

Date: \_\_\_\_\_

Full Name of joint inventor number 2: Terrance L. Bowman

Citizenship: United States of America

Residence: Sumner, WA

Post Office Address: 3409 204th Av. Ct. E.  
Sumner, WA 98390

Signature: \_\_\_\_\_  
Terrance L. Bowman

Date: \_\_\_\_\_

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Signature: \_\_\_\_\_  
Frank N. Cornett

Date: \_\_\_\_\_

Full Name of joint inventor number 4 : John F. DeRyckere  
Citizenship: Canada  
Post Office Address: 218 10th Avenue  
Apt. 226  
Eau Claire, WI 54703

Residence: Eau Claire, WI

Signature: \_\_\_\_\_  
John F. DeRyckere

Date: \_\_\_\_\_

Full Name of joint inventor number 5 : Brian T. Hillert  
Citizenship: United States of America  
Post Office Address: 18338 75th Avenue  
Chippewa Falls, WI 54703

Residence: Chippewa Falls, WI

Signature: \_\_\_\_\_  
Brian T. Hillert

Date: \_\_\_\_\_

Full Name of joint inventor number 6 : Philip N. Jenkins  
Citizenship: United States of America  
Post Office Address: 4117 Liberry Court  
Eau Claire, WI 54703

Residence: Eau Claire, WI

Signature: Philip N. Jenkins  
Philip N. Jenkins

Date: 1/13/01

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Attorney Docket No.: 499.088US1

Serial No. 09/620,373

Filing Date: July 20, 2000

Page 4 of 5

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of joint inventor number 7 : Nan MaCitizenship: United States of AmericaResidence: Chippewa Falls, WIPost Office Address: 618W Grand Avenue #9  
Chippewa Falls, WI 54729

Signature: \_\_\_\_\_

Nan Ma

Date: \_\_\_\_\_

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Signature: \_\_\_\_\_

Joseph M. Placek

Date: \_\_\_\_\_

Full Name of joint inventor number 9 : Rodney RueschCitizenship: United States of AmericaResidence: Eau Claire, WIPost Office Address: 2675 W. Princeton Avenue  
Eau Claire, WI 54703

Signature: \_\_\_\_\_

Rodney Ruesch

Date: \_\_\_\_\_

Full Name of joint inventor number 10 : Gregory M. ThorsonCitizenship: United States of AmericaResidence: Altoona, WIPost Office Address: 1119 Sweet Water Close  
Altoona, WI 54720

Signature: \_\_\_\_\_

Gregory M. Thorson

Date: \_\_\_\_\_

Attorney Docket No.: 499,088US1

Serial No. 09/620,373

Filing Date: July 20, 2000

Page 5 of 5

§ 1.56 Duty to disclose information material to patentability.

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is canceled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

- (1) prior art cited in search reports of a foreign parent office in a counterpart application, and
- (2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

- (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or
- (2) It refutes, or is inconsistent with, a position the applicant takes in:
  - (i) Opposing an argument of unpatentability relied on by the Office, or
  - (ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

- (1) Each inventor named in the application;
- (2) Each attorney or agent who prepares or prosecutes the application; and
- (3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.



SCHWEGMAN ■ LUNDBERG ■ WOESSNER ■ KLUTH

# United States Patent Application

## COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that

I verily believe I am the original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled: **METHOD AND APPARATUS FOR COMMUNICATING COMPUTER DATA FROM ONE POINT TO ANOTHER OVER A COMMUNICATIONS MEDIUM.**

The specification of which was filed on July 20, 2000 as application serial no. 09/620,373.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with 37 C.F.R. § 1.56 (attached hereto). I also acknowledge my duty to disclose all information known to be material to patentability which became available between a filing date of a prior application and the national or PCT international filing date in the event this is a Continuation-In-Part application in accordance with 37 C.F.R. §1.63(e).

I hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on the basis of which priority is claimed:

**No such claim for priority is being made at this time.**

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

**No such claim for priority is being made at this time.**

I hereby claim the benefit under 35 U.S.C. § 120 or 365(c) of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose material information as defined in 37 C.F.R. § 1.56(a) which became available between the filing date of the prior application and the national or PCT international filing date of this application:

**No such claim for priority is being made at this time.**

I hereby appoint the following attorney(s) and/or patent agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

Anglin, J. Michael	Reg. No. 24,916	Huebsch, Joseph C.	Reg. No. 42,673	Nelson, Albin J.	Reg. No. 28,650
Bianchi, Timothy E.	Reg. No. 39,610	Jurkovich, Patti J.	Reg. No. 44,813	Nielsen, Walter W.	Reg. No. 25,539
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Black, David W.	Reg. No. 42,331	Kaufmann, John D.	Reg. No. 24,017	Padys, Danny J.	Reg. No. 35,635
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Brennan, Thomas F.	Reg. No. 35,075	Kluth, Daniel J.	Reg. No. 32,146	Perdok, Monique M.	Reg. No. 42,989
Brooks, Edward J., III	Reg. No. 40,925	Lacy, Rodney L.	Reg. No. 41,136	Prout, William F.	Reg. No. 33,995
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Forrest, Bradley A.	Reg. No. 30,837	McCrackin, Ann M.	Reg. No. 42,858	Tong, Viet V.	Reg. No. 45,416
Gamon, Owen J.	Reg. No. 36,143	Moore, Charles L., Jr.	Reg. No. 33,742	Viksins, Ann S.	Reg. No. 37,748
Harris, Robert J.	Reg. No. 37,346	Nama, Kash	Reg. No. 44,255	Woessner, Warren D.	Reg. No. 30,440

I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/organization/who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct Schwegman, Lundberg, Woessner & Kluth, P.A. to the contrary.

Please direct all correspondence in this case to **Schwegman, Lundberg, Woessner & Kluth, P.A.** at the address indicated below:  
**P.O. Box 2938, Minneapolis, MN 55402**  
**Telephone No. (612)373-6900**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of joint inventor number 1 : **Michael R. Arneson**  
Citizenship: **United States of America**  
Post Office Address: **16360 Cty. Trk. OO**  
**Chippewa Falls, WI 54729**

Residence: **Chippewa Falls, WI**

Signature: \_\_\_\_\_  
Michael R. Arneson

Date: \_\_\_\_\_

Full Name of joint inventor number 2 : **Terrance L. Bowman**  
Citizenship: **United States of America**  
Post Office Address: **3409 204th Av. Ct. E.**  
**Sumner, WA 98390**

Residence: **Sumner, WA**

Signature: \_\_\_\_\_  
Terrance L. Bowman

Date: \_\_\_\_\_

☒ Additional inventors are being named on separately numbered sheets, attached hereto.

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Citizenship: **United States of America**  
Post Office Address: **460 Glenwood Court**  
**Chippewa Falls, WI 54729**

Residence: **Chippewa Falls, WI**

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Frank N. Cornett

Full Name of joint inventor number 4 : **John F. DeRyckere**  
Citizenship: **Canada**  
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Residence: **Eau Claire, WI**

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
John F. DeRyckere

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Citizenship: **United States of America**  
Post Office Address: **18338 75th Avenue**  
**Chippewa Falls, WI 54703**

Residence: **Chippewa Falls, WI**

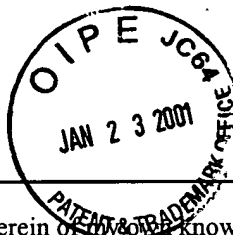
Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Brian T. Hillert

Full Name of joint inventor number 6 : **Philip N. Jenkins**  
Citizenship: **United States of America**  
Post Office Address: **4117 Liberty Court**  
**Eau Claire, WI 54703**

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Philip N. Jenkins

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Full Name of joint inventor number 7 : **Nan Ma**  
Citizenship: **United States of America** Residence: **Chippewa Falls, WI**  
Post Office Address: **618W Grand Avenue #9**  
**Chippewa Falls, WI 54729**

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Nan Ma

Full Name of joint inventor number 8 : **Joseph M. Placek**  
Citizenship: **United States of America** Residence: **Chippewa Falls, WI**  
Post Office Address: **727 Westhaven Road**  
**Chippewa Falls, WI 54729**

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Joseph M. Placek

Full Name of joint inventor number 9 : **Rodney Ruesch**  
Citizenship: **United States of America** Residence: **Eau Claire, WI**  
Post Office Address: **2675 W. Princeton Avenue**  
**Eau Claire, WI 54703**

Signature: \_\_\_\_\_ Date: 8/31/00  
Rodney Ruesch

Full Name of joint inventor number 10 : **Gregory M. Thorson**  
Citizenship: **United States of America** Residence: **Altoona, WI**  
Post Office Address: **1119 Sweet Water Close**  
**Altoona, WI 54720**

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Gregory M. Thorson



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SCHWEGMAN ■ LUNDBERG ■ WOESSNER ■ KLUTH

**United States Patent Application**  
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Gamon, Owen J.	Reg. No. 36,143	Moore, Charles L., Jr.	Reg. No. 33,742	Viksnins, Ann S.	Reg. No. 37,748
Harris, Robert J.	Reg. No. 37,346	Nama, Kash	Reg. No. 44,255	Woessner, Warren D.	Reg. No. 30,440

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Full Name of joint inventor number 1 : **Michael R. Arneson**  
Citizenship: **United States of America** Residence: **Chippewa Falls, WI**  
Post Office Address: **16360 Cty. Trk. OO**  
**Chippewa Falls, WI 54729**

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Michael R. Arneson

Full Name of joint inventor number 2 : **Terrance L. Bowman**  
Citizenship: **United States of America** Residence: **Sumner, WA**  
Post Office Address: **3409 204th Av. Ct. E.**  
**Sumner, WA 98390**

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Terrance L. Bowman

☒ Additional inventors are being named on separately numbered sheets, attached hereto.

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Citizenship: **United States of America**  
Post Office Address: **460 Glenwood Court**  
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Residence: **Chippewa Falls, WI**

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
**Frank N. Cornett**

Full Name of joint inventor number 4 : **John F. DeRyckere**  
Citizenship: **Canada**  
Post Office Address: **218 10th Avenue**  
**Apt. 226**  
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Residence: **Eau Claire, WI**

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
**John F. DeRyckere**

Full Name of joint inventor number 5 : **Brian T. Hillert**  
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**Brian T. Hillert**

Full Name of joint inventor number 6 : **Philip N. Jenkins**  
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Post Office Address: **727 Westhaven Road**  
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Signature: Joseph M. Placek Date: 8-30-2000  
Joseph M. Placek

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Full Name of joint inventor number 10 : **Gregory M. Thorson**  
Citizenship: **United States of America** Residence: **Altoona, WI**  
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**Altoona, WI 54720**

Signature: Gregory M. Thorson Date: 8-30-2000  
Gregory M. Thorson



§ 1.56 Duty to disclose information material to patentability.

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is canceled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

- (1) prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

- (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or
- (2) It refutes, or is inconsistent with, a position the applicant takes in:
  - (i) Opposing an argument of unpatentability relied on by the Office, or
  - (ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

- (1) Each inventor named in the application;
- (2) Each attorney or agent who prepares or prosecutes the application; and
- (3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.